

1 KAMALA D. HARRIS  
Attorney General of California  
2 KAREN B. CHAPPELLE  
Supervising Deputy Attorney General  
3 GEOFFREY WARD  
Deputy Attorney General  
4 State Bar No. 246437  
300 So. Spring Street, Suite 1702  
5 Los Angeles, CA 90013  
Telephone: (213) 897-2660  
6 Facsimile: (213) 897-2804  
*Attorneys for Complainant*

7  
8 **BEFORE THE**  
**BOARD OF REGISTERED NURSING**  
9 **DEPARTMENT OF CONSUMER AFFAIRS**  
**STATE OF CALIFORNIA**

10 In the Matter of the Accusation Against:

Case No. **2013-26**

11 **SUSAN JEAN JUST**

**A C C U S A T I O N**

12 **409 Stowe Street**  
13 **Huron OH, 44839**

14 **Registered Nurse License No. 357181**

15 Respondent.

16  
17 Complainant alleges:

18 **PARTIES**

19 1. Louise R. Bailey, M.Ed., R.N. ("Complainant") brings this Accusation solely in her  
20 official capacity as the Interim Executive Officer of the Board of Registered Nursing ("Board"),  
21 Department of Consumer Affairs.

22 2. On or about March 31, 1983, the Board issued Registered Nurse License Number  
23 357181 to Susan Jean Just ("Respondent"). The Registered Nurse License expired on September  
24 30, 2004 and has not been renewed.

25 **JURISDICTION AND STATUTORY PROVISIONS**

26 3. Section 2750 of the Business and Professions Code (all section references are to the  
27 Business and Professions Code unless otherwise noted) in pertinent part provides the Board may  
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1 discipline any licensee, including a licensee holding a temporary or an inactive license, for any  
2 reason provided in Article 3 (commencing with section 2750) of the Nursing Practice Act.

3 4. In pertinent part, Section 2764 provides the expiration of a license shall not deprive  
4 the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or to  
5 render a decision imposing discipline on the license. Under section 2811 subdivision (b) the  
6 Board may renew an expired license at any time within eight years after the expiration.

7 5. Section 118 subdivision (b) grants the Board jurisdiction over suspended, expired,  
8 forfeited, cancelled, or surrendered licenses:

9 "The suspension, expiration, or forfeiture by operation of law of a license  
10 issued by a board in the department, or its suspension, forfeiture, or cancellation by  
11 order of the board or by order of a court of law, or its surrender without the written  
12 consent of the board, shall not, during any period in which it may be renewed,  
13 restored, reissued, or reinstated, deprive the board of its authority to institute or  
14 continue a disciplinary proceeding against the licensee upon any ground provided by  
15 law or to enter an order suspending or revoking the license or otherwise taking  
16 disciplinary action against the licensee on any such ground."

17 6. In pertinent part, Section 2761 authorizes the Board to discipline licensees who have  
18 been disciplined by another state:

19 "The board may take disciplinary action against a certified or licensed  
20 nurse or deny an application for a certificate or license for any of the following:

21 (a) Unprofessional conduct, which includes, but is not limited to, the  
22 following:

23 ...

24 (4) Denial of licensure, revocation, suspension, restriction, or any other  
25 disciplinary action against a health care professional license or certificate by another  
26 state or territory of the United States, by any other government agency, or by another  
27 California health care professional licensing board. A certified copy of the decision  
28 or judgment shall be conclusive evidence of that action."

### COST RECOVERY

29 7. In pertinent part Section 125.3 provides the Board may request the administrative law  
30 judge to direct a licensee found to have committed a violation or violations of the licensing act to  
31 pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

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1 **CAUSE FOR DISCIPLINE**

2 **(Disciplinary Action by the Ohio Board of Nursing)**

3 8. Respondent is subject to discipline pursuant to Section 2761 subdivision (a)(4) on the  
4 grounds of unprofessional conduct because the Ohio Board of Nursing (Ohio Board) permanently  
5 revoked her nursing license in 2005, as follows:

6 9. On or about November 18, 2005, the Ohio Board entered findings of fact, conclusions  
7 of law, and made an order adopting a settlement agreement with Respondent to resolve the  
8 disciplinary action entitled *In the Matter of Susan Just, R.N.*, case number 05-0212. In the  
9 settlement agreement Respondent agreed to voluntarily surrender her nursing license and not to  
10 contest the charges against her.

11 10. The charges against Respondent alleged she stole narcotics in 2004 and 2005 from a  
12 surgical center where she worked as a nurse and admitted that she used narcotics daily. This  
13 resulted in her a criminal conviction on or about June 9, 2005 to one count of felony theft of  
14 drugs and one count of felony illegal processing of drug documents.

15 11. Under Section 2761 subdivision (a)(4) the Ohio Board's disciplinary action revoking  
16 Respondent's license in June 2005 is grounds for the California Board to take its own disciplinary  
17 action.

18 **PRAYER**

19 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
20 and that following the hearing, the Board of Registered Nursing issue a decision:

21 1. Revoking or suspending Registered Nurse License Number 357181, issued to Susan  
22 Jean Just;

23 2. Ordering Susan Jean Just to pay the Board of Registered Nursing the reasonable costs  
24 of the investigation and enforcement of this case, pursuant to Business and Professions Code  
25 Section 125.3; and,

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3. Taking such other and further action as deemed necessary and proper.

DATED: July 10, 2012 Louise R. Bailey  
LOUISE R. BAILEY, M.Ed., R.N.  
Interim Executive Officer  
Board of Registered Nursing  
Department of Consumer Affairs  
State of California  
*Complainant*

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